

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION AT DAYTON

JAMES LEO HEATLEY,

Plaintiff,

Case No. 3:23-cv-331

vs.

KIMBERLY LAPOLE, *et al.*,

Defendants

District Judge Michael J. Newman  
Magistrate Judge Peter B. Silvain, Jr.  
(settlement)

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**ORDER CONDITIONALLY DISMISSING THIS CASE**

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The Court, having been advised that the parties have settled this matter, **ORDERS** that this action is hereby **DISMISSED**, provided that either party may, upon good cause shown within sixty (60) days, reopen the action if settlement is not consummated.

**IT IS SO ORDERED.**

February 11, 2025

s/Michael J. Newman  
Hon. Michael J. Newman  
United States District Judge